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PTO/SB/64 (10-05)
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**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT
ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

Docket Number (Optional)
RD-28,667-3

First named inventor: MARC SCHAEPKENS

Application No.: 10/626,253

Art Unit: 1763

Filed: 7/23/03

Examiner: L. ALEJANDRO MULERO

Title: APPARATUS AND METHOD FOR DEPOSITING LARGE AREA COATINGS ON PLANAR SURFACES

Attention: Office of Petitions
Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
FAX (571) 273-8300

NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (571) 272-3282.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the office notice or action plus an extensions of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee - required for all utility and plant applications filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

1. Petition fee

- ☐ Small entity-fee \$ _____ (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.
- ☒ Other than small entity - fee \$ 1,500.00 (37 CFR 1.17(m))

2. Reply and/or fee

- A. The reply and/or fee to the above-noted Office action in the form of _____ (identify type of reply):

- ☐ has been filed previously on _____
- ☐ is enclosed herewith. 07/05/2006 TBESHAH2 00000069 070868 10626253

- B. The issue fee and publication fee (if applicable) of \$ 1,700.00

- ☐ has been paid previously on _____
- ☒ is enclosed herewith. 04 FC:1453 1500.00 DA

[Page 1 of 2]

This collection of information is required by 37 CFR 1.137(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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3. Terminal disclaimer with disclaimer fee

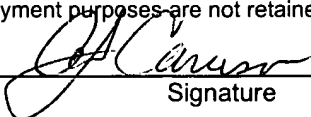
☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.

☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for a small entity or \$ _____ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D)).]

WARNING:

Petitioner/applicant is cautioned to avoid submitting personal information in documents filed in a patent application that may contribute to identity theft. Personal information such as social security numbers, bank account numbers, or credit card numbers (other than a check or credit card authorization form PTO-2038 submitted for payment purposes) is never required by the USPTO to support a petition or an application. If this type of personal information is included in documents submitted to the USPTO, petitioners/applicants should consider redacting such personal information from the documents before submitting them to the USPTO. Petitioner/applicant is advised that the record of a patent application is available to the public after publication of the application (unless a non-publication request in compliance with 37 CFR 1.213(a) is made in the application) or issuance of a patent. Furthermore, the record from an abandoned application may also be available to the public if the application is referenced in a published application or an issued patent (see 37 CFR 1.14). Checks and credit card authorization forms PTO-2038 submitted for payment purposes are not retained in the application file and therefore are not publicly available.



Signature

6/22/06

Date

ANDREW J. CARUSO

Typed or printed name

48,520

Registration Number, if applicable

GE GLOBAL RESEARCH, 1 RESEARCH CIRCLE, K1-4A59

Address

518-387-7354

Telephone Number

NISKAYUNA, NY 12309

Address

Enclosures: ☒ Fee Payment

☐ Reply

☐ Terminal Disclaimer Form

☒ Additional sheets containing statements establishing unintentional delay

☒ Other: PART B- FEE(S) TRANSMITTAL AND FEE INDICATION FORM. Deposit Account forms.

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

I hereby certify that this correspondence is being:

☐ Deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

☐ Transmitted by facsimile on the date shown below to the United States Patent and Trademark Office as (571) 273-8300.

Date

Signature

Typed or printed name of person signing certificate

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of Marc Schaepkens

Serial No.: 10/626,253

Art Unit: 1763

Filed: July 23, 2003

Examiner: L. Alejandro Mulero

Title: APPARATUS AND METHOD FOR DEPOSITING LARGE AREA
COATINGS ON PLANAR SURFACES

DECLARATION OF ANDREW J. CARUSO

I, Andrew J. Caruso, declare as follows:

1. I am an attorney for General Electric Company ("GE"). I have been under the employ of GE since September, 1987. GE is incorporated in New York and has a place of business at One Research Circle, Niskayuna, NY 12309.
2. I have full and unrestricted access to the records of GE and am authorized to make this Declaration on behalf of GE. The information contained in this Declaration comes from my own personal knowledge and belief, and from the books and records of GE kept in the ordinary course of business which I have inspected. To the best of my knowledge and belief, all statements made herein are true.
3. On June 25, 2004, GE Global Research closed the PO Box that directed mail to PO Box 8, Schenectady, NY 12301, which resulted in many pieces of mail being "returned to sender".

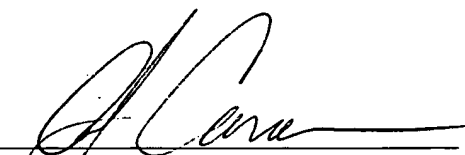
4. On 8/29/05, Applicants noted that this application used the PO Box 8 address as the correspondence address and filed via fax a form containing a Revocation and Appointment of Power of Attorney, Change of Correspondence Address, and Statement Under 37 CFR 3.73(b).

5. On 9/1/05, the US Patent and Trademark Office mailed a Notice of Allowance and Issue Fee(s) Due form to the PO Box 8, Schenectady, NY 12301 address. Applicant(s) never received this communication.

6. During a recent review our patent portfolio, our Licensing staff discovered that this application had been abandoned for failure to pay the issue fee.

7. The entire delay in filing a response to the Action from the due date thereof until the filing of a grantable petition pursuant to 37 C.F.R. § 1.137(b) was unintentional.

I declare the foregoing to be true and correct under the penalties of perjury under the laws of the United States, and that this declaration was executed on 6/22/06 in Niskayuna, New York.



ANDREW J. CARUSO
REGISTRATION NO. 48,520

DEPOSIT ACCOUNT ORDER FORM

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Please charge \$1500.00 to Deposit Account 07-0868 for Petition for Revival of an Application for Patent Abandoned

Unintentionally Under 37 CFR 1.137 (b)

Inventor: Marc Schaepekens

Serial No.: 10/626,253

Filed: July 23, 2003

For: APPARATUS AND METHOD FOR DEPOSITING LARGE AREA COATINGS ON PLANAR
SURFACES

GE Co. Docket No.: RD-28,667-3

Group Art Unit: 1763

If additional space is needed attach separate sheet

(signature)

ANDREW J. CARUSO

Registration No.: 48,520

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10/92